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17 Attorneys for Defendant
18 CITY OF OAKLAND

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA

21 PATRICIA BERNE,
22 Plaintiff,

CASE NO. C07-0505 MMC
Civil Rights

23 v.

24 **STIPULATION AND [PROPOSED]
25 ORDER TO CONTINUE CASE
26 MANAGEMENT CONFERENCE**

27 CITY OF OAKLAND,
28 Defendant.

Conference

Date: April 4, 2008
Time: 10:30 a.m.
Judge Maxine M. Chesney

Plaintiff Patricia Berne and defendant City of Oakland, by and
through their designated counsel, stipulate as follows:

1. This case is currently set for a Case Management Conference on Friday, April 4, 2008, at 10:30 a.m. Plaintiff's counsel Paul Rein is the lead counsel from his office on this case, but Mr. Rein has been asked to give

1 the eulogy for his friend, Jim Hughes, at services to be held in Bakersfield
 2 on April 4th, and the other two attorneys from Mr. Rein's office are
 3 appearing that day in Sacramento for an Eastern District scheduling
 4 conference in two related cases (Dowling v. The El Mirador LP, et al., No.
 5 2:07-CV-02453 LEW, and Arnold v. The El Mirador LP, et al., No. 2:08-
 6 CV-0067 LEW).

7 2. Further, although the parties have been negotiating possible settlement of
 8 this case, and have participated in a previous settlement conference with
 9 Magistrate Judge Maria-Elena James, defendant - with plaintiff's
 10 agreement - has recently requested that Judge James remove the March 31,
 11 2008 further settlement conference from the calendar in order to afford
 12 defendant City of Oakland additional time to respond regarding possible
 13 settlement.

14 3. Therefore, plaintiff requests, and defendant agrees, that the Court continue
 15 the Case Management Conference to May 8, 2008, or to another date
 16 convenient on the Court's calendar.

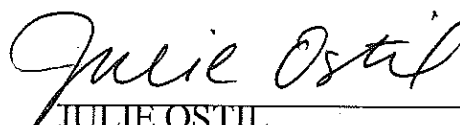
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 18 **IT IS THEREFORE STIPULATED as follows:**

19 That the Court continue the Case Management Conference to May 8, 2008,
 20 with the Joint Case Management Conference Statement to be filed on or before
 21 May 1, 2008.

22
 23 **SO STIPULATED:**

24 Dated: March 27, 2008

LAW OFFICES OF PAUL L. REIN

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 26 
 27 JULIE OSTIL
 28 Attorneys for Plaintiff
 PATRICIA BERNE

1 Dated March 27, 2008

OAKLAND CITY ATTORNEY

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3
4 STEPHEN Q. ROWELL
Attorneys for Defendant
CITY OF OAKLAND

5
6
7
8 ORDER

9 **IT IS SO ORDERED:**

10 The Case Management Conference currently scheduled for April 4,
11 2008 is continued to ^{May 9} ~~May 8~~, 2008, with the Joint Case Management Conference
12 Statement to be filed on or before ^{May 2} ~~May 1~~, 2008.

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14 Dated: March 28, 2008

15 *Maxine M. Chesney*
MAXINE C. CHESNEY
United States District Judge

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STIPULATION AND (PROPOSED) ORDER TO
CONTINUE CASE MANAGEMENT CONFERENCE
CASE NO. 07-0505 MMC